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DOCKET NO.: B0932.70191US01


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Douglas V. Poscich
Serial No: 10/802,403
Confirmation. No.: 3710
Filed: March 16, 2004
For: SNOWBOARD BINDING SYSTEM

Examiner: Not Yet Assigned
Art Unit: 3618

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 29 day of June, 2004.


Rita A. LeBlanc

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith are the following documents:

- ☒ Information Disclosure Statement
- ☒ PTO Form 1449
- ☒ Return Receipt Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 720-3500, Boston, Massachusetts.

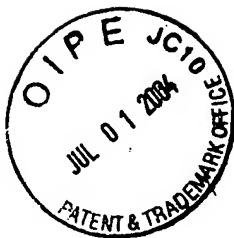
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A check is not enclosed. If a fee is required, the Commissioner is hereby authorized to charge Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

Respectfully submitted,

By: Walt Norfleet
James M. Hanifin, Jr., Reg. No.: 39,213
Walt Norfleet, Reg. No.: 52,078
Wolf, Greenfield & Sacks, P.C.
600 Atlantic Avenue
Boston, Massachusetts 02210-2211
Telephone: (617)720-3500

Docket No. B0932.70191US01
Date: June 29, 2004
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Rita A. LeBlanc

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATEMENT FILED PURSUANT TO THE DUTY OF
DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

PART I: Compliance with 37 C.F.R. §1.97

This Information Disclosure Statement has been filed before the mailing date of a first Office Action on the merits in the above-identified case. No fee or certification is required.

PART II: Information Cited

The Applicant hereby makes of record in the above-identified application the information listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the importance of the references.

The Applicant hereby makes the following additional information of record in the above-identified application.

The above-identified application claims priority to U.S. application Serial Nos. 10/151,194 and 09/990,581, now issued as U.S. Patent Nos. 6,705,633 and 6,722,688, respectively. The above-identified application is also a family member of U.S. Application Serial No. 10/151,191, now issued as U.S. Patent No. 6,726,238.

The above-identified application(s)/patent(s) are family members and may include technically-related subject matter and/or claims that are/were similar to this application.

The Examiner is requested to review the entire file history of the above-identified application(s)/patent(s), including office actions, responses, etc. The Examiner is asked to contact the undersigned if the Examiner would like the Applicant to supply copies of any or all of the information included in any of the above-listed application(s)/patent(s). If the undersigned is not contacted by the Examiner with such a request, then the undersigned will assume that the Examiner has reviewed or will review the file content of the above-listed application(s)/patent(s).

The Applicant would like to bring to the Examiner's attention the Search Report from the Japanese Patent Office, and English translation thereof, for Japanese Utility Model No. 1436/2003 corresponding to U.S. Application No. 10/151,194. Copies of the Search Report and translation were previously submitted to the Patent Office in the '194 application.

The Applicant would like to bring to the Examiner's attention the Search Report for European Patent Application No. EP 02026320, corresponding to U.S. Application No. 10/151,194. A copy of the Search Report was previously submitted to the Patent Office in the '194 application.

PART III: Explanation of Non-English Language References and Remarks Concerning Other Information Cited

The following is a concise explanation of the relevance of each non-English language reference listed on the attached form PTO-1449 (modified):

The relevance of reference JP 3081397 may be gleaned from U.S. Patent No. 6,416,075, which is an English language family member patent, and from the previously submitted Search Report for Japanese Utility Model No. 1436/2003.

The relevance of reference JP 3070043 may be gleaned from the previously submitted Search Report for Japanese Utility Model No. 1436/2003.

The relevance of JP 3088015 may be gleaned from U.S. Patent No. 6,053,524, which is an English language family member, and from the previously submitted Search Report for Japanese Utility Model No. 1436/2003.

The relevance of reference JP 11-57110 may be gleaned from the previously submitted English abstract and the previously submitted Search Report for Japanese Utility Model No. 1436/2003.

The relevance of reference JP 9-206420 may be gleaned from the previously submitted English abstract, the previously submitted Search Report for Japanese Utility Model No. 1436/2003, and from EP 0787512, which is a family member patent having English language claims.

The relevance of reference WO 98/39069 may be gleaned by its previously submitted English abstract and the previously submitted Search Report for European Application No. EP 02026320.

PART IV: Remarks

Documents cited anywhere in the Information Disclosure Statement are enclosed unless otherwise indicated. It is respectfully requested that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;

2. The enclosed form PTO-1449 be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;

3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

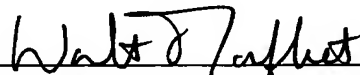
By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Respectfully submitted,

By: 
James M. Hanifin, Jr., Reg. No. 39,213
Walt Norfleet, Reg. No. 52,078
Wolf, Greenfield & Sacks, P.C.
600 Atlantic Avenue
Boston, Massachusetts 02210-2211
Telephone: 617-646-8000

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FORM PTO-1449/A and B (Modified)		APPLICATION NO.: 10/802,403	ATTY. DOCKET NO.: B0932.70191US01
INFORMATION DISCLOSURE STATEMENT BY APPLICANT		FILING DATE: March 16, 2004	CONFIRMATION NO.: 3710
		APPLICANT: Douglas V. Poscich	
		GROUP ART UNIT: 3618	EXAMINER: Not Yet Assigned
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U.S. PATENT DOCUMENTS					
Examiner's Initials	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication or of issue of Cited Document MM-DD-YYYY
		Number	Kind Code		
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	A2	3,538,627		Labat-Camy	11-10-1970
	A3	3,578,349		Edmund	05-11-1971
	A4	3,636,642		Walther	01-25-1972
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FORM PTO-1449/A and B (Modified) INFORMATION DISCLOSURE STATEMENT BY APPLICANT				APPLICATION NO.: 10/802,403		ATTY. DOCKET NO.: B0932.70191US01	
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		Office/ Country	Number	Kind Code			
	A103	DE	92 16 831.0*	U1	Rank	05-13-1993	Y
	A104	DE	43 33 503*	C2	Messmer	04-06-1995	Abstract
	A105	DE	44 35 960*	C1	Hansen et al.	03-28-1996	Abstract
	A106	DE	296 08 660*	U1	Grünecker	09-26-1996	Y
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	A108	EP	0 217 750*	A1	Olivieri	04-08-1987	
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	A110	EP	0 668 090*	A1	Schiele et al.	08-23-1995	Y
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	A127	JP	11-57110*		Yoshikawa:KK	03-02-1999	Abstract
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	A132	WO	94/26365*	A1	Bourdeau	11-24-1994	Abstract
	A133	WO	95/09035*	A1	Meibock et al.	04-06-1995	
	A134	WO	95/33534*	A1	Finiel	12-14-1995	Abstract
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OTHER ART — NON PATENT LITERATURE DOCUMENTS

Examiner's Initials	Cite No	Include name of the author (in CAPITAL LETTERS) title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, relevant page(s), volume-issue number(s), publisher, city and/or country where published.	Translation (Y/N)

EXAMINER	DATE CONSIDERED
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#EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

*a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No. 09/990,581, filed November 21, 2001, or Serial No. 10/151,194, filed May 20, 2002, and relied upon for an earlier filing date under 35 U.S.C. 120 (continuation, continuation-in-part, and divisional applications).